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By:

*Linda Matsumi*  
Linda Matsumi

PATENT

Customer Number: 22,852

Attorney Docket No. 7414.0025-000000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Hugh J. PASIKA et al. ) Group Art Unit: 1631  
)  
Application No.: 09/724,910 ) Examiner: Whaley, Pablo  
)  
Filed: November 28, 2000 ) Confirmation No. 8658  
)  
For: METHODS, SYSTEMS, AND )  
ARTICLES OF )  
MANUFACTURE FOR )  
EVALUATING BIOLOGICAL )  
DATA )

Box Amendment  
Commissioner for Patents  
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Sir:

**SUPPLEMENTAL INFORMATION DISCLOSURE**

**STATEMENT UNDER 37 C.F.R. § 1.97(d)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicants bring to the attention of the Examiner the document listed on the attached IDS Form PTO/SB/08. This Information Disclosure Statement is being filed after the mailing of a Final Office Action and before the filing of the issue fee. Under the provisions of 37 C.F.R. § 1.97(d), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

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The undersigned certifies that the document cited on the attached IDS Form PTO/SB/08 was not cited in a communication from a foreign patent office in a counterpart foreign application. Also, the cited Office Action was mailed July 25, 2005. Thus, the undersigned certifies that the cited Office Action was not known to any individual designated in § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

A copy of the listed document is attached.

Applicants respectfully request that the Examiner consider the listed document and indicate that it was considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claim in the application and Applicants determine that the cited document does not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the claimed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please  
charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: August 29, 2005

By: 

M. Paul Barker  
Reg. No. 32,013

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

**Complete if Known**

Application Number	09/724,910
Filing Date	November 28, 2000
First Named Inventor	Hugh J. PASIKA
Art Unit	1631
Examiner Name	P. WHALEY
Confirmation No.	8658
Attorney Docket Number	07414.0025-00000

**U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

Examiner Initials	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

**Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.****FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
		Office Action, mailed July 25, 2005 in U.S. Application No. 09/911,903.	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.